

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 3723

Examiner: Anthony Eziamara OJINI

In Re PATENT APPLICATION Of:

Appellant(s):	Patrick Michael McCAFFREY et al.)
Serial No.:	09/840,077)
Filed:	April 24, 2001)) CONFIRMATION
For:	POWDER FOR DISKS)
Docket No.:	IBM-204)
) April 5_2005

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This paper is to confirm the telephone message of March 30 stating that, of the options presented by the Examiner, the Applicants choose that the Office Action mailed March 11, 2005 by vacated and that the application be sent directly to the Board on the basis of the appeal already submitted. The Applicants are now under no deadline and have no duty to respond in any way, because the application is again under appeal, and the *Examiner is requested to clarify the status of the application is this is not correct*. The Applicants await further action by the Examiner or the Board.

No fee is due. However, please charge our Deposit Account No. 18-0002 if any fees are needed to enter this paper, and please consider this paper a petition for extension of time, if needed.

Respectfully submitted,

April 5, 2005 Date

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FEE ENCLOSED:\$ OPlease charge any further fee to our Deposit Account No. 18-9002